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IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ARIZONA

United States of America,

Plaintiff,

v.

Michael Lacey, et al.,

Defendants.

No. CR-18-422-PHX-SMB

**UNITED STATES' UNOPPOSED  
MOTION TO EXTEND DEADLINE  
FOR RESPONSES, AND  
DEFENDANTS' REPLIES, TO  
DEFENDANTS' SUBSTANTIVE  
MOTIONS**

The United States files this unopposed motion for an extension to file their responses to Defendants' motions filed last Friday, October 18, 2019. On the deadline to file substantive motions, Defendants filed the following:

- Defendant Lacey's Motion to Suppress (Doc. 775);
- Defendants' Motion to Compel Production of *Brady* Material (Doc. 777);
- Defendants' Motion to Suppress (Doc. 778);

- 1           - Defendant Spear's Motion for Bill of Particulars (Doc. 781);
- 2           - Defendants' Joint Motion to Dismiss Indictment for Grand Jury Abuse Or,
- 3           in the Alternative, for Disclosure of Grand Jury Transcripts (Doc. 782);
- 4           - Defendants' Motion to Dismiss Indictment Based On Section 230 of the
- 5           Communications Decency Act Or, Alternatively, As Void for Vagueness
- 6           (Doc. 783);
- 7           - Defendant Vaught's Motion to Sever (Doc. 784);
- 8           - Defendant Vaught's Motion to Strike Surplusage From the Indictment (Doc.
- 9           785); and
- 10          - Defendant James Larkin's Motion to Suppress (Doc. 786).

11           The deadline for the government to respond to these nine separate motions is  
12 currently set for Friday, November 1, 2019. LRCiv 7.2(c). Given the volume of  
13 Defendants' motions (over 130 pages of briefing without including the attached exhibits),  
14 the evidentiary hearing on October 25, 2019, work travel schedules, and other case work  
15 that the government attorneys are responsible for, the government respectfully requests a  
16 three-week extension to file their responses. This request would extend the deadline for  
17 the government to file responses from November 1, 2019 to November 22, 2019. The  
18 government has spoken with defense counsel for each of the six Defendants and there are  
19 no objections.

20           Similarly, Defendants have requested an extension for their reply briefs. Replies  
21 are due seven days after the responses are filed (LRCiv 7.2(d)), but because that would  
22 cause Defendants to file their replies the day after Thanksgiving, they have requested, and  
23 the government does not oppose, an extension until December 16, 2019.

24           Excludable delay under 18 U.S.C. § 3161(h) may occur as a result of this motion or  
25 an order based thereon.

1 Respectfully submitted this 23rd day of October, 2019.

2  
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4 United States Attorney  
District of Arizona

5 s/ Andrew C. Stone  
6 KEVIN M. RAPP  
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15 REGINALD E. JONES  
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18 Child Exploitation and Obscenity Section

19  
20 **CERTIFICATE OF SERVICE**

21 I hereby certify that on October 23, 2019, I electronically transmitted the attached  
22 document to the Clerk's Office using the CM/ECF System for filing and transmittal of a  
23 Notice of Electronic Filing to the CM/ECF registrants who have entered their appearance  
24 as counsel of record.

25 s/ Angela Schuetta  
26 Angela Schuetta  
27 U.S. Attorney's Office  
28

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ARIZONA

United States of America,  
Plaintiff,

v.

Michael Lacey, et al.,  
Defendants.

CR-18-422-PHX-SMB

**ORDER**

Based on the United States' Unopposed Motion to Extend Deadline for Responses, and Defendants' Replies, to Defendants' Substantive Motions, and good cause appearing,

**IT IS HEREBY ORDERED** granting the United States' motion and extending the deadline for it to file responses to Defendants' substantive motions (docs. 775, 777, 778, 781, 782, 783, 784, 785, and 786) to November 22, 2019.

**IT IS FURTHER ORDERED** extending the deadline for Defendants to file their replies in support of the same motions to December 16, 2019.

**IT IS FURTHER ORDERED** that excludable delay under 18 U.S.C. § 3161(h) is found to commence from \_\_\_\_\_ through \_\_\_\_\_.